

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GLORIA J. JACKSON
6038 Chestnut Street
Philadelphia, PA 19139

Plaintiff,

V.

DREAM HOME REMODELING, INC.
d/b/a American Dream Remodeling
420 Park Road, Suite 210
Reading, PA

12 Hull Street
Sinking Springs, PA 19608

and

MILLENNIUM CAPITAL CORPORATION
12 S. Hull Street
Sinking Springs, PA 19608

and

HEATHER FRANCAVAGE
139 Marion Lane
Shillington, PA

and

CHELSEA SETTLEMENT SERVICES, INC
5010 E. Trindle Road, Suite 200
Mechanicsburg, PA 17050

and

JOSEPH SCHLAMOWITZ a/k/a
JOSEPH BURGER
2320 Penn Avenue
West Lawn, PA

and

A.J. LEEMAN, A/K/A
ALFRED GEORGE LEEMAN, IV
420 Park Road, Suite 210
Reading, PA

and

WOODIE ZIMMERMANN
12 S. Hull Street
Sinking Springs, PA 19608

and

FIRST UNION NATIONAL BANK
OF DELAWARE
920 King Street
Wilmington, DE 19801

Defendants.

CIVIL ACTION

DOCKET NO.: **02-CV-4027**

MOTION FOR THE EXTENSION OF DISCOVERY DEADLINE

1. The plaintiff, Gloria Jackson initiated this action against all defendants as a result of defendant's fraud, negligence, breach of fiduciary duty and violations of the Truth in Lending Act.

2. Defendants, Millennium Capital Corporation, Heather Francavage, individually, Joseph Burger a/k/a Schlamowitz, individually, Chelsea Settlement Services and First Union Bank of Delaware have all answered plaintiff's Complaint and are represented by counsel. The remaining defendants: Woodie Zimmerman, A.J. Leeman, Dream Home Remodeling, Inc. have not answered plaintiff's Complaint nor are represented by Counsel.

3. All represented parties met with the Honorable Cynthia M. Rufe on April 11, 2003 where the Court ordered that all discovery shall be completed on or before July 15, 2003. (See Civil Docket dated June 18, 2003, attached hereto as Exhibit A). The Court also ordered that the case be referred to Magistrate Judge Carol Moore Wells for a Settlement Conference on June 16, 2003. The Settlement Conference has been postponed by the Court and the parties are awaiting a new date.

4. The plaintiff noticed the depositions of all parties to take place as follows:

1. First Union National Bank - 6/26/03;
2. Millennium Capital Corporation - Heather Francavage and Joseph Schlamowitz a/k/a Joseph Burger - 6/24/03;
3. Chelsea Settlement Services - 6/23/03; and
4. A.J. Leeman a/k/a Alfred George Leeman IV - 6/25/03.

See attached letter noticing depositions attached hereto as Exhibit B.

5. At the request of defense counsel and based on defense counsel's representation to discuss serious settlement, plaintiff postponed these depositions to evaluate defendants

settlement offers.

6. Plaintiff has filed a separate, yet related state law claim against defendant A.J. Leeman, American Dream Home Remodeling, Inc., Legacy Bank and National Penn Bank for negligence and for conversion of funds related to the loan transaction that is the subject of the litigation before this Court.

7. Plaintiff has prepared and circulated a Stipulation wherein all counsel agree to join these two defendants and this claim with the instant cause of action in Federal Court.

8. The inclusion of this newly named defendant may also further the settlement negotiation process.

9. As a result of the foregoing posture of the case, all counsel have respectfully executed a Stipulation to extend the discovery deadlines of July 15, 2003 to September 15, 2003.

WHEREAS, in consideration of the foregoing, plaintiff respectfully requests on behalf of all counsel that the Court ratify the attached Stipulation approving the two (2) month extension of the discovery deadline.

Dated: July 17, 2003

FELDMAN & PINTO

By: _____
Rosemary Pinto, Esquire
Attorney for Plaintiff
1604 Locust Street, 2R
Philadelphia, PA 19103
(215) 546-2604

CERTIFICATION OF SERVICE

I hereby certify that I caused the below-described documents to be mailed via United States Mail to the person listed below on the date below.

DATE: July 17, 2003

DOCUMENT: **MOTION FOR THE EXTENSION OF DISCOVERY DEADLINE**

PERSON(s):

SCOTT PAINTER, ESQUIRE

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HEATHER FRANCAVAGE

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and

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